

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

PMC PROPERTY GROUP, INC., et	:	CIVIL ACTION
al.	:	
	:	
v.	:	
	:	NO. 24-2945
APOGEE WAUSAU GROUP, INC.	:	
d/b/a WAUSAU WINDOW & WALL	:	
SYSTEMS	:	

ORDER

AND NOW, on this 22nd day of October, 2024, for the reasons set forth in the foregoing Memorandum, it is hereby ORDERED that:

(1) The motion of Apogee Wausau Group, Inc. to dismiss plaintiffs' complaint under Rules 12(b)(1) and (6) of the Federal Rules of Civil Procedure (Doc. # 4) is GRANTED in part and DENIED in part;

(2) Plaintiffs' demand for lost parking garage and residential unit rent in their breach of contract claim is DISMISSED; and

(3) The motion to dismiss is otherwise DENIED.

BY THE COURT:

/s/ Harvey Bartle III

J.